

FOR AND IN CONSIDERATION of One Dollar (\$1.00) cash in hand paid and other good and valuable considerations, the receipt of which is hereby acknowledged, WILLIAM J. SWINDOLL and wife, VIRGINIA G. SWINDOLL, do hereby grant, bargain, sell, transfer, convey, and warrant unto the CITY OF HERNANDO, MISSISSIPPI, a Mississippi Municipal Corporation, a perpetual easement for the right to install, construct, erect, lay and thereafter use, operate, inspect, repair, maintain, replace, and remove sewer mains, pipes, pumps, and equipment necessary thereto, on, over, and across the following described property in the City of Hernando, DeSoto County, Mississippi, to-wit:

PROPERTY DESCRIPTION:

Lot 40, Short Fork Farms, Second Revision, as shown on plat in Plat Book 20, Pages 38-44, in the Office of the Chancery Clerk of DeSoto County, Mississippi, in Section 8, Township 3 South, Range 7 West.

EASEMENT DESCRIPTION:

Being a 10-foot-wide easement for a sewer line along the West boundary line of Lot 40, Short Fork Farms, Second Revision, in Section 8, Township 3 South, Range 7 West.

This easement covers the sewer mains, lines, pumps and equipment referred to on the plans and specifications for the Hernando Sewer Project, which is on file with said City, and reference to same is hereby made and such are made a part hereof.

Together with the right of ingress and egress over Grantors' adjacent lands for the purpose for which the above-mentioned rights are granted. The consideration recited herein shall constitute payment in full for all damages sustained by Grantors by reason of the installation of the structures referred to herein, and Grantee will maintain such easement in a state of good repair and efficiency so that no unreasonable damage will result from its use to Grantors' premises. This agreement, together with other provisions of this grant, shall constitute a covenant running with the land for the benefit of the Grantee, its successors, and assigns. The Grantors covenant that they are the owners of the above-described land.

WITNESS our signatures this the 25th day of October, 1995.

William J. Swindoll

Virginia G. Swindoll

STATE OF MISSISSIPPI
COUNTY OF DESOTO

Personally appeared before me, the undersigned authority in and for the said county and state, on this the 25th day of October, 1995, within my jurisdiction, the within named WILLIAM J. SWINDOLL and wife, VIRGINIA G. SWINDOLL, who acknowledged that they executed the above and foregoing instrument.

Debb Dunning
NOTARY PUBLIC

My Commission Expires:

MISSISSIPPI STATEWIDE NOTARY PUBLIC
MY COMMISSION EXPIRES APRIL 30, 1998
FORGED THEN REGAL NOTARY SERVICE
(SEAL)

Prepared by: Kenneth E. Stockton
Attorney for City of Hernando
5 West Commerce Street
Hernando, MS 38632
601-429-3469

shortfrk.40

STATE MS.-DESOTO CO.
FILED

MAR 25 11 20 AM '96

BK 297 PG 714
W.E. DAVIS CH. CLK.